

PUBLIC MEETING MINUTES

The meeting was called to order by Mayor Leslie Ford Notaro, followed by a Pledge of Allegiance to the Flag of the United States of America.

Roll Call: Present were Councilmembers Marv Behm, Glenn Gunn, Wanda Schwerer, and Jody Shirley; Mayor Leslie Ford Notaro, Vice Mayor Nicolas Pavouris, City Manager Lynn Rives, City Clerk Patricia Gentry, Finance Officer Melanie Kruszona, and City Attorney Paul Marino. Councilmember John Pietrowski was unable to attend.

1. Approval of Agenda.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm to approve the Agenda.

Motion passed 6-0.

2. Approval of March 5, 2018, City Council Meeting Minutes, and March 19, 2018, Special City Council Meeting Minutes.

MOTION was made by Councilmember Schwerer and seconded by Councilmember Behm to approve the March 5, 2018, City Council Meeting Minutes, and March 19, 2018, Special City Council Meeting Minutes.

Councilmember Shirley requested that more detail be added to Mr. Terry Henley's work experience on the March 5, 2018, City Council Meeting Minutes.

Motion passed 6-0 to approve amended minutes

3. Citizens Comments. (Each speaker will be recognized once and will be limited to a (3) three-minute presentation on any subject that is not on the Agenda)

Residents spoke regarding organizing a community social for Belleair Beach Residents; appreciation for the City's support of the Donate Life Florida Organ & Tissue Donor Registry; code enforcement; once-a-week garbage pickup to save money; that councilmembers and city attorneys should live in the City; and short-term rental violations.

Consent Agenda:

**4. Proclamation: National Service Recognition Day
Proclamation: Donate Life Month**

MOTION was made by Councilmember Behm and seconded by Councilmember Gunn to approve the Consent Agenda.

Motion passed 6-0.

Regular Agenda:

5. Consideration of Ordinance 18-03, an Ordinance of the City Council of the City of Belleair Beach, Florida, Codifying the Seal of the City of Belleair Beach; Providing for A Penalty; Providing for Severability; and Providing for an Effective Date. (First Reading) (see backup)

City Attorney Marino read Ordinance 18-03 by Title only.

MOTION was made by Councilmember Schwerer and seconded by Vice Mayor Pavouris for Ordinance 18-03.

City Attorney Marino advised that most cities have a municipal corporate city seal, and a city seal used for a city's daily business. The city seal was adopted by active use of the seal by the city council.

City Attorney Marino asked that the record reflect that he distributed a copy of the municipal corporate seal, city seal, ordinance, and code for the City of New Port Richey to illustrate that municipal corporate seals and city seals are one and the same.

City Attorney Marino stated that he was recommending that City Council pass the ordinance to *codify* the city seal for the record once and for all.

Discussion followed that a councilmember had questioned a resident's personal use of the city seal. The matter had been referred to the sheriff's office. The councilmember who questioned the use of the seal requested that an ordinance be developed to codify the seal.

The Mayor stated it had been determined that until the city seal had been adopted by ordinance it could not be enforced. This ordinance was to correct that.

MOTION was made by Councilmember Gunn and seconded by Vice Mayor Pavouris to table Ordinance 18-03.

Motion passed 5-1.

6. **Consideration of Ordinance 18-04, an Ordinance of the City Council of the City of Belleair Beach, Florida, Amending the Parking, Stopping and Standing Provisions of Article II, Chapter 58 of the City Code; Providing for Severability; and Providing for an Effective Date. (First Reading) (see backup)**

City Attorney Marino read Ordinance 18-04 by Title only.

MOTION was made by Councilmember Behm and seconded by Councilmember Schwerer for Ordinance 18-04.

City Manager Rives advised this ordinance will allow City employees to issue citations, adjusts the fine to the correct amount, and removes reference to the former police department.

Motion passed 6-0.

7. **Discussion on Removal of Pedestrian Island at 13th Street Crosswalk. (City Manager) (see backup image)**

City Manager Rives stated the removal of the Gulf Boulevard Beautification Project pedestrian island was brought up at a previous meeting. This agenda item was to determine if Council had any interest in further research of removal or modification of the pedestrian island, while leaving the crosswalk in place.

Following discussion of possible costs; traffic congestion caused by the island; widening the road; moving the trees; leaving it as it is now; using law enforcement for control of the traffic signal at peak times; and the possible effect the new mast arm signal may have, consensus of Council was to do further research.

8. **Consideration of appointment to the City of Belleair Beach Board of Adjustment. (City Clerk) (see backup)**

MOTION was made by Councilmember Behm and seconded by Councilmember Schwerer to appoint Mr. James Alban to the Board of Adjustment.

Motion passed 6-0.

9. **Discussion on Installation of Parking Station at Community Center Parking Lot. (City Manager) (Recommended by Park and Recreation Board) (no backup)**

City Manager Rives advised that the Park and Recreation Board had recommended this item. He stated that many people use the facility to park for the beach accesses and to use the Community Center [bathroom] facilities. Mr. Robert Sample, Chair of the Park and Recreation Board, addressed Council. He stated that by request, the PCSO Deputy had determined that most vehicles in

the parking lot were not from the City, but other areas. He believes they park in the Community Center to circumvent paying surrounding area parking meters.

Discussion followed regarding setting certain hours for parking fees; installing playground equipment for other cities' residents to use; the level of noise in the early morning hours for the Residents adjacent to the parking lot of car alarms, car doors slamming, and loud conversation; the quality of life issue for those Residents, and Residents with beach decals who would have consideration for those homes as opposed to those who don't live in the City and don't realize it is strictly residential; extending the fence along the entire length of the property down Cedar Drive to block the vehicle headlights; that the number of people park here as there are parking meters on the other side of the bridge and at both ends of the City, but is free in the Community Center parking lot - central to the bridge and the beach accesses; and that it would be equitable to have paid parking here, as well to help manage the parking.

Consensus was that parking meters would be a good idea, with some refinement.

10. Consideration of Worksession to Advise Councilmembers on Status of City Boards, Committees, and Departments. (Requested by Vice Mayor Pavouris) (no backup)

Vice Mayor Pavouris advised that the new Councilmembers need to be brought up to date on all information that is relevant to their decision making. He requested that a work session be scheduled prior to the next City Council meeting for all department heads, committee heads, city attorney, and city manager, to present status reports for discussion.

MOTION was made by Vice Mayor Pavouris and seconded by Councilmember Behm to schedule a special work session prior to the next City Council meeting and request status reports from all committee heads, department heads, city attorneys, and manager. The status reports should include, one - accomplishments finished and closed tasks for the period ending; two - goals and objectives for the next updating period; three - items that are stagnant and cannot be fulfilled.

Motion passed 6-0.

11. Discussion on Live Streaming of City Council Meetings. (Requested by Vice Mayor Pavouris) (no backup)

Vice Mayor Pavouris stated that it is very important to be in touch with the Residents and believed that live streaming would be beneficial to having them more involved.

Discussion followed regarding costs; methods of live streaming, some that have no cost such as Facebook Live, YouTube, and Periscope; the quality of

each method; and that the City's YouTube video on the City website was not live. City Manager Rives stated that he had spoken with Mr. Victor Burianek, videographer for the City and other surrounding cities, regarding what would be needed and the cost. Council and Resident discussion followed regarding the methods and quality. Mr. Burianek believed that the audio and visual quality were not usually very good on the methods mentioned. Ms. Jennifer Barbaro, 2180 Louisa Drive, stated she works with the City of Clearwater doing something similar. She advised that a cellular phone plugged into a microphone works and costs nothing. Vice Mayor Pavouris stated that it would be prudent to try that and see if there would be good feedback.

Mayor Notaro suggested a test of the live streaming. Ms. Barbaro volunteered to facilitate the test.

12. Nomination and appointment of two City Councilmembers and two Residents to the Bellevue Estates Island Ad Hoc Committee on Undergrounding.

Mayor Notaro advised that following the election there was a realignment of the Committee. She asked if Mr. Behm, Mr. Gunn, and Ms. Schwerer would like to remain on the Committee, all stated yes. She stated Mr. Lund would also remain on the Committee. Mayor Notaro called for nominations from Council.

Councilmember Behm nominated Mr. Mark Goldman
Councilmember Gunn nominated Mr. Rob Risberg

Councilmember Schwerer stated that the Harrison Avenue neighborhood had expressed interest in having undergrounding of utilities in their area, and offered to relinquish her seat to Councilmember Shirley, who lives in that area, for that purpose. Councilmember Shirley accepted.

MOTION was made by Councilmember Behm and seconded by Councilmember Schwerer to approve Councilmember Marv Behm, Councilmember Glenn Gunn, Councilmember Jody Shirley, Resident Vijay Lund, Resident Mark Goldman, and Resident Rob Risberg as the Bellevue Estates Island Ad Hoc Committee on Undergrounding.

Motion passed 6-0.

13. Consideration of Resolution 2018-07, A Resolution of the City Council of the City of Belleair Beach, Florida, Amending The Defined Contribution Retirement Plan For The City Manager; Providing For Conflicting Resolutions; And Establishing An Effective Date. (see backup)

City Attorney Marino read Resolution 2018-07 by Title only.

MOTION was made by Vice Mayor Pavouris and seconded by Councilmember Schwerer for Resolution 2018-07.

City Manager Rives stated the Florida League of Cities had advised that the Resolution had not been prepared with the contract of the first City Manager in 2005, or each subsequent City Manager. This resolution is a housekeeping item to correct that.

Motion passed 6-0.

14. Mayor and Council Comments.

Councilmember Gunn stated one of the reasons that had brought him to City Council was to engender cultural change and he believed he had already begun to see that. He advised that there needs to be a crackdown on code enforcement, but with fair warning to the Residents.

Councilmember Behm stated code enforcement should address beautification of derelict houses in the City. He had a list of items he would like to discuss at the upcoming work session.

Councilmember Schwerer stated there had been previous discussion of the ability of the City to level abandon or derelict houses. City Attorney Marino advised that he and City Manager Rives had been working to see how far the City could go to declare houses as derelict. City Manager Rives stated he had reviewed the ordinance sent by City Attorney Marino and it needs clarification. He advised that he has been going through the City Codes the last several months to update them.

Councilmember Shirley inquired about the status of the cul-de-sac on Harrison Avenue and signs to deter trucks to let them know there is no turn-around; and the status of the new web design. City Manager Rives advised yes, to move to part of his City Manager comments - he would be meeting with the Pinellas Suncoast Fire & Rescue District (PSF&RD) regarding the turn radius. He was also looking for an engineering opinion on the cul-de-sacs. He had looked for a FDOT sign specific to that - as there was none, he would have to have one made. He would have signs stating there is no large truck turn-arounds, and bridge weight limits. He advised that the web design company was in the process of creating a mock up for the City's review.

Vice Mayor Pavouris thanked the Residents who had attended the meeting. He felt it was important to get Resident feedback and involvement to make substantive changes in the City. He felt that if City Council didn't meet the benchmarks that they had set for themselves in a timely manner, they should be held accountable, and he hoped that Council supported him on that. He advised that was his mission and change was coming.

Mayor Notaro advised she had attended the BIG C meeting last week. The beach nourishment project would start in April, and would arrive in Belleair Beach around August. She stated that the dynamic message signs had been discussed - so many cities were against them that the County would not be

installing them. Sheriff Bob Gualtieri was the featured speaker regarding school resource officers in every school, and teenage auto thefts.

15. City Attorney Comments.

City Attorney Marino reminded all that any change whatsoever to the City's existing short-term rental ordinance would make the City's "grandfathered" ordinance subject to the revised Florida State Law. He advised that enforcement was the key.

City Attorney Marino stated that Congressman Bilirakis has introduced a bill to fund School Resource Officers. He introduced his wife, Marie, in the audience, and stated it was their anniversary that day. He advised that his associate Jackie Spoto Bircher was also in the audience, and would sit in for him the following month. He would have the Attorney General's opinion regarding the City Seal at the next meeting.

16. City Manager Comments.

City Manager Rives gave updates and advised that he had distributed items at Council's seats:

- A letter from Duke Energy for the cross wires at Gulf Boulevard. He was requesting Council feedback regarding the Gulf Boulevard Beautification Project removal of the cross wires. He advised that the City has \$1,681,000.00 through next year. \$78,000.00 had already been paid to have the wires removed in front of the Marina and \$17,000.00 for street lights. Belleair Shore combines their money with Belleair Beach. There will be additional funds in 2019, which could be used for the east side of Gulf Boulevard. Council agreed to proceed.
- He has the preliminary drawings for the Belle Isle Avenue Drainage Project and will be meeting with the engineer on Wednesday.
- Soil borings have been ordered for the Belle Isle Avenue seawall, and work is being done on the seawall design.
- Specifications and costs for playground equipment at Bayside Park had been distributed for their review. The cost for the installation and delivery would be equal to the cost shown for the equipment.
- The Belleair Beach Garden Club would like to donate funds for Bayside Park – for planters, benches, etc.
- A copy of the assessment area map from the County was distributed, they are working on the assessment roll.

- Chris Roe, Bryant Miller Olive, has a tentative court date for the week of May 21st for the undergrounding bond validation. He will advise what the City needs to do.
- The company for installation of the solar street light for 22nd Street stated they would be available in two weeks to provide installation.
- Residents in the Bellevue Estates Island area were asking if they could move forward with undergrounding of the utilities from their home to the road. He had spoken with Councilmember Gunn. He did not believe it was an issue. The City would be sending out assessment invoices in July.
- He reminded everyone of the City-wide Garage Sale on Saturday.
- He advised that City Staff would be doing palm tree trimming throughout the City.
- He had attended the FEMA Emergency Management Institute for the National Flood Insurance Program (NFIP) Community Rating System (CRS) in Maryland in order to obtain discounts for City homeowners on their flood insurance through the CRS. The City's CRS recertification is due May 1st.
- The annual *Flood Facts* were sent to Residents this week.
- FEMA is remapping Pinellas County and more information would be forthcoming in May or June.

Councilmember Gunn inquired about the status of the Complete Streets project. Mayor Notaro stated that Belleair Shore and Belleair Bluffs had advised the County that they did not want it. It was determined to have a resolution opposing the project at the next Council meeting.

Mayor Notaro recognized former Vice Mayor Stan Sofer and his wife, Caroline Sofer, in the audience.

ADJOURN

The meeting was duly adjourned.

May 7, 2018
Date Approved

APPROVED: Leslie Ford Notaro
Leslie Ford Notaro, Mayor

ATTEST: Patricia A. Gentry
Patricia A. Gentry, City Clerk